

Message Text

CONFIDENTIAL

PAGE 01 STATE 071386
ORIGIN EUR-12

INFO OCT-01 ISO-00 L-03 PM-05 SSO-00 SS-15 SP-02 /038 R

DRAFTED BY OASD/ISA/FMRA: COL. TKEENAN:DB
APPROVED BY EUR/CAN:CJCLEMENT
EUR/CAN: JHROUSE, JR.
LPM: TBOREK

-----065272 202231Z /75

O R 202139Z MAR 78
FM SECSTATE WASHDC
TO AMEMBASSY OTTAWA IMMEDIATE
INFO SECDEF WASHDC
CNO WASHDC

C O N F I D E N T I A L STATE 071386

E.O. 11652: GDS

TAGS: MILI, CA

SUBJECT: ARGENTIA "NORTH PROPERTIES"

REF: OTTAWA 01243 STATE 047137

1. DETAILED LEGAL DESCRIPTION OF WATER AREA TO BE SUBLEASED
ARGENTIA HARBOR IS BEING DRAFTED TO BE INCLUDED IN ANNEX A,
AND AN UPDATING OF THE CHART (ANNEX B) TO INDICATE THE
WATER AREAS IS IN PROGRESS. WHEN COMPLETED THEY WILL BE
POUCHED. WHEN RECEIVED, THEY SHOULD BE FORWARDED TO EXTERNAL
AFFAIRS.

2. EMBASSY IS REQUESTED FORWARD THE FOLLOWING INFORMATION
AS QUOTED BELOW, TO EXTERNAL AFFAIRS (A. MATHEWSON, DEFENCE
RELATIONS DIVISION) UNDER COVERING LETTER, AS FOLLOWS:

QUOTE: I REFER TO YOUR LETTER OF 10 MARCH 1978, CON-
CONFIDENTIAL

CONFIDENTIAL

PAGE 02 STATE 071386

CERNING THE PROPOSED AGREEMENT ON ARGENTIA. HAVING COMPLETED
A THROUGH REVIEW OF YOUR NOTE, THE FOLLOWING COMMENTS ARE
FORWARDED FOR CONSIDERATION:

ANNEX C.

(1) PARAGRAPH 5:

AGREE TO INCLUDE IN PARENTHESES IN LINE 2 FOLLOWING THE WORD SUBLESSEE: (IT IS UNDERSTOOD THAT THE PROVINCE OF NEWFOUNDLAND SHALL BE CONSIDERED AS A SUBLESSEE IN THE EVENT THAT CANADA TRANSFERS THE ADMINISTRATION AND CONTROL OF PART OF THE MANAGEMENT AREA TO NEWFOUNDLAND).

(2) PARAGRAPH 5:

AGREE THAT THE LAST SENTENCE OF PARAGRAPH 5 REGARDING THE TERMINATION OF SUBLEASES BECAUSE OF INTERFERENCE WITH US NAVAL ACTIVITIES NEEDS TO BE MODIFIED AND SUGGEST THE FOLLOWING FORMULATION:

ANY SUBLEASE GRANTED WILL SPECIFY THE USE TO WHICH THE SUBLEASED PROPERTY MAY BE PUT. ANY CHANGE OF USE WITHOUT THE WRITTEN CONSENT OF THE MANAGEMENT AUTHORITY AND THE COMMANDING OFFICER OF THE BASE SHALL NOT BE PERMITTED. ANY SUBLEASE GRANTED WILL BE SUBJECT TO TERMINATION BY THE MANAGEMENT AUTHORITY IN THE EVENT THAT ANY ACTIVITY OF THE SUBLESSEE, ITS AGENTS, EMPLOYEES, OR CONTRACTORS SHALL BE DETERMINED BY THE COMMANDING OFFICER OF THE BASE TO CONSTITUTE AN INTERFERENCE WITH BASE ACTIVITIES. THE MANAGEMENT AUTHORITY WILL BE NOTIFIED IN WRITING BY THE COMMANDING OFFICER OF THE BASE CONCERNING HIS DETERMINATION RELATIVE TO SUCH INTERFERENCE AND HIS CONFIDENTIAL

CONFIDENTIAL

PAGE 03 STATE 071386

REQUEST FOR TERMINATION OF THE SUBLEASE. WITHIN A REASONABLE TIME AFTER RECEIPT OF SUCH NOTICE, THE MANAGEMENT AUTHORITY WILL EFFECT SUCH TERMINATIONS.

(3) PARAGRAPH 6:

AGREE TO AMEND THE LAST SENTENCE OF PARAGRAPH 6 TO REFER TO THE CANADIAN DEPARTMENT OF TRANSPORTATION PUBLICATION RATHER THAN DELAY FINALIZING THE AGREEMENT TO PERMIT A COMPARISON OF THAT PUBLICATION WITH FAA REGULATIONS, SUGGEST THE FOLLOWING FORMULATION:

NOR SHALL ANY STRUCTURE OR BUILDING BE ERECTED WHICH WOULD BE AN OBSTRUCTION TO AIR NAVIGATION AT A MILITARY AIRFIELD IN VIOLATION OF THE STANDARDS SET FORTH IN CANADIAN DEPARTMENT OF TRANSPORT PUBLICATION TP-31B (AERODROME STANDARDS, PHYSICAL CHARACTERISTICS AND ZONING REQUIREMENTS CHAPTER 4, TO THE EXTENT NOT INCONSISTENT WITH SUBPART C - OBSTRUCTION STANDARDS," OF PART 77 OF THE REGULATIONS OF THE UNITED STATES FEDERAL AVIATION ADMINISTRATION (14 CODE

OF FEDERAL REGULATIONS 77.21 TO 77.29), AS THE SAME SHALL

BE AMENDED.

(4) PARAGRAPH 8:

AGREE THE FIRST SENTENCE OF PARAGRAPH 8 BE CHANGED TO
READ: THE MANAGEMENT AUTHORITY WILL MAINTAIN THE SECURITY
FENCE ALONG THE FERRY ACCESS ROAD IN A REASONABLE CONDITION.

(5) PARAGRAPH 11:

AGREE TO AMEND PARAGRAPH 11 TO READ: THE UNITED STATES
WILL CONTINUE TO CONTROL ACCESS TO AND USAGE OF THE WATERS
ADJACENT TO, OR IN THE VICINITY OF, THE MANAGEMENT AREA,
AS THOSE WATERS ARE DELINEATED IN THE EXCHANGE OF NOTES
CONFIDENTIAL

CONFIDENTIAL

PAGE 04 STATE 071386

SIGNED AUGUST 13 AND OCTOBER 23, 1947, AS CORRECTED TO
SHOW PRESENT PHYSICAL CONDITIONS NOTED AND DELINEATED ON
ANNEX B, EXCEPT TO THE EXTENT THAT SUCH WATERS ARE IN-
CLUDED IN THE DESCRIPTION OF THE MANAGED AREA SET OUT IN
ANNEX A AND OUTLINED IN ANNEX B. CONTROL OVER THAT PORTION
OF THE WATERS DESCRIBED IN ANNEX A AND OUTLINED IN ANNEX
B WILL BE EXERCISED BY THE MANAGEMENT AUTHORITY AS NECESSARY
FOR SAFETY AND EFFICIENT OPERATION OF THE MANAGED AREA,
ANCHORAGES, MOORINGS AND MOVEMENTS OF SHIPS AND WATERBORNE
CRAFT WITHIN ARGENTIA HARBOR.

3. IF THESE PROPOSED AMENDMENTS ARE ACCEPTABLE, THIS
AGREEMENT COULD BE ANNOUNCED NOW AND SIGNED BY MID APRIL.

4. REQUEST TEXT OF PROPOSED ANNOUNCEMENT BE FORWARDED FOR
SIMULTANEOUS RELEASE IN BOTH COUNTRIES. VANCE

CONFIDENTIAL

NNN

Message Attributes

Automatic Decaptioning: X
Capture Date: 01 jan 1994
Channel Indicators: n/a
Current Classification: UNCLASSIFIED
Concepts: TEXT, STUDIES, MILITARY AGREEMENTS, MILITARY BASES
Control Number: n/a
Copy: SINGLE
Draft Date: 20 mar 1978
Decaption Date: 01 jan 1960
Decaption Note:
Disposition Action: RELEASED
Disposition Approved on Date:
Disposition Case Number: n/a
Disposition Comment: 25 YEAR REVIEW
Disposition Date: 20 Mar 2014
Disposition Event:
Disposition History: n/a
Disposition Reason:
Disposition Remarks:
Document Number: 1978STATE071386
Document Source: CORE
Document Unique ID: 00
Drafter: COL. TKEENAN:DB
Enclosure: n/a
Executive Order: GS
Errors: N/A
Expiration:
Film Number: D780123-0373
Format: TEL
From: STATE
Handling Restrictions: n/a
Image Path:
ISecure: 1
Legacy Key: link1978/newtext/t19780346/aaaabmwf.tel
Line Count: 152
Litigation Code IDs:
Litigation Codes:
Litigation History:
Locator: TEXT ON-LINE, ON MICROFILM
Message ID: 47f060c3-c288-dd11-92da-001cc4696bcc
Office: ORIGIN EUR
Original Classification: CONFIDENTIAL
Original Handling Restrictions: n/a
Original Previous Classification: n/a
Original Previous Handling Restrictions: n/a
Page Count: 3
Previous Channel Indicators: n/a
Previous Classification: CONFIDENTIAL
Previous Handling Restrictions: n/a
Reference: 78 OTTAWA 1243
Retention: 0
Review Action: RELEASED, APPROVED
Review Content Flags:
Review Date: 08 jul 2005
Review Event:
Review Exemptions: n/a
Review Media Identifier:
Review Release Date: n/a
Review Release Event: n/a
Review Transfer Date:
Review Withdrawn Fields: n/a
SAS ID: 3265631
Secure: OPEN
Status: NATIVE
Subject: ARGENTIA \"NORTH PROPERTIES\"
TAGS: MILI, MASS, CA, US
To: OTTAWA
Type: TE
vdkgvwkey: odb://SAS/SAS.dbo.SAS_Docs/47f060c3-c288-dd11-92da-001cc4696bcc
Review Markings:
Sheryl P. Walter
Declassified/Released
US Department of State
EO Systematic Review
20 Mar 2014
Markings: Sheryl P. Walter Declassified/Released US Department of State EO Systematic Review 20 Mar 2014